IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 17.07.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice V.DHANAPALAN

Habeas Corpus Petition No.645 of 2006
& M.P.No.1 of 2006

Balakrishnan ... Petitioner

Vs.

1.The Additional Director General of
Prisoner, Prison Department,
II floor, Gandhi Irwin Road,
Egmore, Chennai-600 008.

2.The Superintendent of Central
Prison, Coimbatore-18.
Coimbatore District. .. Respondents

Petition under Article 226 of the Constitution of India for the issuance of a Writ of Habeas Corpus to direct the first respondent to transfer the undertrial prisoner Chandran @ Chandra, son of Balakrishnan from Central Prison, Coimbatore to Central Prison, Cuddalore to secure the ends of justice.

For Petitioner : Mr.R.Sankarasubbu
For Respondents : Mr.M.Babu Muthu Meeran
Addl. Public Prosecutor

O R D E R

(Order of the Court was made by P.SATHASIVAM,J.)

On direction, the learned Additional Public Prosecutor takes notice for the respondents.

2. In this petition, the petitioner seeks direction to the first respondent to transfer the undertrial prisoner Chandran @ Chandra, son of Balakrishnan from Central Prison, Coimbatore to Central Prison, Cuddalore.

3. The learned Additional Public Prosecutor on instruction reports that the representation submitted to the first respondent seeking similar request has been rejected. However, the petitioner has made another

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representation on 04.07.2006 to the Superintendent, Central Prison, Coimbatore, which was addressed to the Secretary to the Government, Prohibition and Excise Department, Chennai-600 009. The report of the Additional Director General of Prisons, Chennai-800 008, which is placed before us by the Additional Public Prosecutor shows that the representation of the detenu was forwarded to the Secretary to Government, Prohibition and Excise Department, Chennai-600 009 in the letter dated 14.07.2006 for consideration and necessary orders of the Government.

4. In such circumstances, the direction is issued to the Secretary to Government, Prohibition and Excise Department, Fort St. George, Chennai-600 009, to consider and dispose of the representation dated 04.07.2006 of the detenu, viz., Chandran @ Chandra, son of Balakrishnan, which was forwarded by the Additional Director General of Prisons in his letter dated 14.07.2006, in accordance with law, within a period of two weeks from the date of receipt of a copy of this order.

5. The Habeas Corpus Petition is disposed of accordingly. Consequently, M.P.No.1 of 2006 is closed.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

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To
1.The Additional Director General of
Prisons, Prison Department,
II floor, Gandhi Irwin Road,
Egmore, Chennai-600 008.
2.The Superintendent of Central
Prison, Coimbatore-18.
Coimbatore District.
3. The Public Prosecutor,
High Court, Madras.
4. The Secretary to Government,
Prohibition and Excise Department,
Fort St. George, Chennai-600 009.
+ 1 CC To Mr.R.Sankara Subbu, Advocate SR NO.31160

HCP. No.645 of 2006
17.07.2006

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